

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
LAKE CHARLES DIVISION

SEANCE SAINVAL	:	DOCKET NO. 2:05-cv-2209 Section P
VS.	:	JUDGE MINALDI
J. P. YOUNG, ET AL.	:	MAGISTRATE JUDGE WILSON

MEMORANDUM ORDER

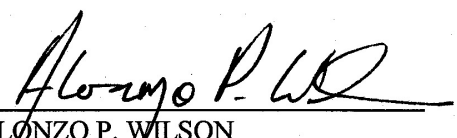
Currently before the court is a petition for writ of *habeas corpus* filed by petitioner, Seance Sainval, pursuant to 28 U.S.C. §2241. In his petition, the petitioner challenges his continued detention in post-removal-order custody. Based on the evidence before the court, the court set an evidentiary hearing for June 20, 2006 for the purpose of hearing evidence on whether there is a significant likelihood of removing petitioner in the reasonably foreseeable future and/or whether there is sufficiently strong special justification for continued detention.

Prior to the hearing date, the respondent filed a Motion to Dismiss, seeking dismissal of this petition on the grounds that the petitioner was released from post-removal-order detention by means of his removal to Haiti on May 25, 2006. *See* Doc. 19, Exhibit 1. In light of the evidence submitted by the respondent in support of the motion, it is

ORDERED that the evidentiary hearing in this matter set for June 20, 2006 be UPSET and that the writ of *habeas corpus ad testificandum* be RECALLED.

THE CLERK OF COURT IS DIRECTED to cancel the court reporter and to inform the U.S. Marshal Service that the evidentiary hearing in the matter has been upset.

THUS DONE AND SIGNED in Chambers at Lake Charles, Louisiana, this 12th day of June, 2006.



ALONZO P. WILSON
UNITED STATES MAGISTRATE JUDGE